

§113.0103 Definitions

Abutting property through *Alley* [No change.]

Amateur radio antenna structures means any *antenna*, including its support structure and other equipment or apparatus, used for purposes of transmitting and receiving radio signals in conjunction with an amateur radio station licensed, or otherwise regulated, by the Federal Communications Commission.

Amended map through *Yard* [No change.]

§126.0502 When a Site Development Permit Is Required

(a) - (b) [No change.]

(c)(1) - (7) [No change.]

(8) *Amateur radio antenna structures* that deviate from the requirements of Section 141.0421.

§126.0504 Findings for Site Development Permit Approval

(a)-(o) [No change.]

(p) Supplemental Finding- Amateur Radio Antenna Structures.

A Site Development Permit in accordance with Section 126.0502(c)(8) for any *amateur radio antenna structure* requesting a deviation to achieve effective amateur radio communication may be approved or conditionally approved only if the decision maker makes the following supplemental finding in addition to the *findings* in Section 126.0504(a):

The deviation is necessary to reasonably accommodate amateur radio communication services.

§131.0222 Use Regulations Table for Open Space Zones

[No change.]

Table 131-02B
Use Regulations Table of Open Space Zones

Use Categories/Subcategories [See Section 131.0112 for an explanation and descriptions of the Use Categories, Subcategories, and Separately Regulated Uses]	Zone Designator	Zones					
	1st & 2nd >> 3rd >> 4th >>	OP-		OC-	OR ⁽¹⁾ -		OF ⁽¹²⁾ -
		1-	2-	1-	1-		1-
		1	1	1	1	2	1
Open Space through Residential [No change.]							
Institutional							
Separately Regulated Institutional Uses							
Airports [No change.]							
Amateur Radio Communication		L	L	L	L		L
Botanical Gardens & Arboretums through Wireless Communication Facility [No change.]							
Retail Sales through Signs [No change.]							

Footnotes for Table 131-02B [No change.]

§131.0322 Use Regulations Table for Agricultural Zones

[No change.]

Table 131-03B
Use Regulations Table of Agricultural Zones

Use Categories/Subcategories [See Section 131.0112 for an explanation and descriptions of the Use Categories, Subcategories, and Separately Regulated Uses]	Zone Designator	Zones			
	1st & 2nd >>	AG		AR	
	3rd >>	1-		1-	
	4th >>	1	2	1	2
Open Space through Residential [No change.]					
Institutional					

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Use Categories/Subcategories [See Section 131.0112 for an explanation and descriptions of the Use Categories, Subcategories, and Separately Regulated Uses]	Zone Designator	Zones			
	1st & 2nd >>	AG		AR	
	3rd >>	1-		1-	
	4th >>	1	2	1	2
Separately Regulated Institutional Uses					
Airports [No change.]					
Amateur Radio Communication					
Botanical Gardens & Arboretums through Wireless Communication Facility [No change.]					
Retail Sales through Signs [No change.]					

Footnotes for Table 131-03B [No change.]

§131.0422 Use Regulations Table for Residential Zones

[No change.]

**Table 131-04B
Use Regulations Table for Residential Zones**

Use Categories/ Subcategories [See Section 131.0112 for an explanation and descriptions of the Use Categories, Subcategories, and Separately Regulated Uses]	Zone Designator				Zones																											
	1 st & 2nd >> 3rd >> 4th >>				RE-		RS-														RX-		RT-									
					1-		1-														1-		1-									
					1	2	3	1	2	3	4	5	6	7	8	9	10	11	12	13	14	1	2	1	2	3	4					
Open Space through Residential [No change.]																																
Institutional																																
Separately Regulated Institutional Uses																																
Airports [No change.]																																
Amateur Radio Communication					L		L														L		L									
Botanical Gardens & Arboretums through Wireless Communication Facility [No change.]																																
Retail Sales through signs [No change.]																																

Use Categories/ Subcategories [See Section 131.0112 for an explanation and descriptions of the Use Categories, Subcategories, and Separately Regulated Uses]	Zone Designator	Zones											
	1st & 2nd >>	RM-											
	3rd >>	1-			2-			3-			4-		5-
	4th >>	1	2	3	4	5	6	7	8	9	10	11	12

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Use Categories/ Subcategories [See Section 131.0112 for an explanation and descriptions of the Use Categories, Subcategories, and Separately Regulated Uses]	Zone Designator	Zones											
	1st & 2nd >>	RM-											
	3rd >>	1-			2-			3-			4-		5-
	4th >>	1	2	3	4	5	6	7	8	9	10	11	12
Open Space through Residential [No change.]													
Institutional													
Separately Regulated Institutional Uses													
Airports [No change.]													
Amateur Radio Communication		L			L			L			L		L
Botanical Gardens & Arboretums through Wireless Communication Facility													
[No change.]													
Retail Sales through Signs [No change.]													

Footnotes for Table 131-04B [No change.]

§131.0522 Use Regulations Table of Commercial Zones

[No change.]

**Table 131-05B
Use Regulations Table for Commercial Zones**

Use Categories/Subcategories [See Section 131.0112 for an explanation and descriptions of the Use Categories, Subcategories, and Separately Regulated Uses]	Zone Designator	Zones									
	1st & 2nd >>	CN ⁽¹⁾ -			CR-		CO-		CV-		CP-
	3rd >>	1-			1-	2-	1-		1-		1-
	4th >>	1	2	3	1	1	1	2	1	2	1
Open Space through Residential [No change.]											
Institutional											
Separately Regulated Institutional Uses											
Airports [No change.]											
<u>Amateur Radio Communication</u>		<u>L</u>			<u>L</u>	<u>L</u>	<u>L</u>	<u>L</u>	<u>L</u>	<u>L</u>	<u>L</u>
Botanical Gardens & Arboretums through Wireless Communication Facility [No change.]											
Retail Sales through Signs [No change.]											

Use Categories/Subcategories [See Section 131.0112 for an explanation and descriptions of the Use Categories, Subcategories, and Separately Regulated Uses]	Zone Designator	Zones				
	1st & 2nd >>	CC-				
	3rd >>	1-	2-	3-	4-	5-

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	4th >>	1	2	3	1	2	3	4	5	1	2	3	4	5	1	2	3	4	5
Open Space through Residential [No change.]																			
Institutional																			
Separately Regulated Institutional Uses																			
Airports [No change.]																			
<u>Amateur Radio Communication</u>		<u>L</u>		<u>L</u>		<u>L</u>		<u>L</u>		<u>L</u>		<u>L</u>		<u>L</u>		<u>L</u>		<u>L</u>	
Botanical Gardens & Arboretums through Wireless Communication Facility [No change.]																			
Retail Sales through Signs [No change.]																			

Footnotes to Table 131-05B [No change.]

§131.0622 Use Regulations Table for Industrial Zones

[No change.]

**Table 131-06B
Use Regulations Table for Industrial Zones**

Use Categories/ Subcategories [See Section 131.0112 for an explanation and descriptions of the Use Categories, Subcategories, and Separately Regulated Uses]	Zone designator	Zones							
	1st & 2nd >>	IP-		IL-			IH-		IS-
	3rd >>	1-	2-	1-	2-	3-	1-	2-	1-
	4th >>	1	1	1	1	1	1	1	1
Open Space through Residential [No change.]									
Institutional									
Separately Regulated Institutional Uses									
Airports [No change.]									
<u>Amateur Radio Communication</u>		<u>L</u>	<u>L</u>	<u>L</u>	<u>L</u>	<u>L</u>	<u>L</u>	<u>L</u>	<u>L</u>
Botanical Gardens & Arboretums through Wireless Communication Facility [No change.]									
Retail Sales through Signs [No change.]									

Footnotes for Table 131-06B [No change.]

§141.0420 Wireless Communication Facilities

[No change]

- (a) The following uses are exempt from the provisions of Section 141.0420:

- (1) ~~Amateur (HAM) radio facilities.~~ Amateur radio communication
- (2) [No change.]

§141.0421 Amateur Radio Communication

Amateur radio communication for purposes of transmitting and receiving radio signals in conjunction with an amateur radio station is permitted as a limited use in accordance with Process One in the zones indicated with an “L” in the Use Regulations Tables in Chapter 13, Article 1 (Base Zones), subject to the following regulations. The applicable regulations constitute the minimum practicable regulation to accomplish the City’s purpose of safeguarding the public health, safety, and general welfare, including neighborhood aesthetics and community character.

- (a) In accordance with federal and state law, the City must reasonably accommodate amateur radio communication operators licensed or otherwise regulated by the Federal Communication Commission.
- (b) The associated *development of amateur radio antenna structures* shall comply with the *development* regulations of the underlying base zone at all times, unless a Site Development Permit has been obtained in accordance with Process Three.
- (c) In addition to compliance with the base zone regulations, *amateur radio antenna structures* shall be:
 - (1) Attached to a support *structure* that allows it to be easily moved or lowered either mechanically or manually during periods of non-operation.

(2) Located in the least visible location on the site from adjacent public *rights-of-way* and adjacent properties, and

(3) Reasonably screened from adjacent public *rights-of-way* and adjacent properties.

(d) The *applicant* may request a deviation from the requirements in Section 141.0421(b) and (c) in accordance with Section 126.0502.

(e) *Amateur radio antenna structures* shall be removed by the *owner* upon abandonment of the associated amateur radio communication use for a period of at least two years.